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Attorneys for Defendant
AMERICAN FAMILY LIFE ASSURANCE COMPANY OF
COLUMBUS (Aflac) erroneously named and sued herein as
AMERICAN FAMILY LIFE ASSURANCE OF
COLUMBUS

UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA – OAKLAND DIVISION

SHIRLEY RIVERS,

Plaintiff,

vs.

AMERICAN LIFE ASSURANCE OF
COLUMBUS; and DOES 1 through
100, inclusive,

Defendants.

Case No. 05-03167 CW

ORDER GRANTING STIPULATION
TO EXCUSE LEAD TRIAL
COUNSEL FOR DEFENDANT
FROM ATTENDING THE CASE
MANAGEMENT

Date: December 9, 2005
Time: 1:30 p.m.
Courtroom: 2, 4th Floor
Judge: Hon. Claudia Wilken

TO THE HONORABLE CLAUDIA WILKEN, UNITED STATES
DISTRICT JUDGE:

IT IS STIPULATED by and between Plaintiff Shirley Rivers (“Plaintiff”) and Defendant American Family Life Assurance Company of Columbus (Aflac) (“Defendant”) (collectively the “parties”), through their respective counsels of

1 record, that lead trial counsel for Defendant be excused from attending the Case
 2 Management Conference scheduled for December 9, 2005 at 1:30 p.m. and that co-
 3 counsel Nancy Whang be permitted to attend in her place, or in the alternative, that
 4 the Case Management Conference be continued to January 20, 2006, or as soon
 5 thereafter as the Court's calendar permits, but not January 27, 2006 as lead trial
 6 counsel for Defendant is not available on that date.

7 This Stipulation is based on the following:

- 8 1. The Case Management Conference is currently set for December 9,
 9 2005 at 1:30 p.m.
- 10 2. Local Rule 16-10(a) requires lead trial counsel for each party to attend
 11 the Case Management Conference unless excused by the Court.
- 12 3. Lead trial counsel for Defendant will be out of the state on December
 13 9 and unable to attend the Case Management Conference scheduled for December
 14 9, 2005.
- 15 4. Based on the foregoing, the parties agreed and now request:
 - 16 • That lead trial counsel for Defendant be excused from attending the
 17 Case Management Conference and that co-counsel Nancy Whang be
 18 permitted to attend in her place; or,
 - 19 • In the alternative, that the Case Management Conference be continued
 20 to January 20, 2006, or as soon thereafter as the Court's calendar
 21 permits, but not January 27, 2006 as lead trial counsel for Defendant
 22 is not available on that date.

1 Dated: December 7, 2005

MANATT, PHELPS & PHILLIPS, LLP
MARGARET LEVY
S. NANCY WHANG

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4 By: /s/ S. Nancy Whang

5 S. Nancy Whang
6 Attorneys for Defendant
7 AMERICAN FAMILY LIFE
8 ASSURANCE COMPANY OF
9 COLUMBUS (Aflac)

10 Dated: December 7, 2005

LAW OFFICES OF LAURENCE PADWAY
LAURENCE PADWAY

11 By: /s/ Laurence Padway

12 Laurence Padway
13 Attorneys for Plaintiff
14 SHIRLEY RIVERS

15 *Filer's Attestation: Pursuant to General Order No. 45, Section X(B)*
16 *regarding signatures, S. Nancy Whang hereby attests that concurrence in the filing*
17 *of this document has been obtained*
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ORDER

Based on the parties' stipulation, and good cause appearing,

IT IS ORDERED:

That lead trial counsel for Defendant is excused from attending the Case Management Conference and co-counsel Nancy Whang will attend the Case Management Conference; or,

Dated: 12/8/05 _____, 2005

/s/ CLAUDIA WILKEN

Honorable Claudia Wilken
United States District Judge

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